

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NRG ENERGY, INC.,

Plaintiff,

09 Civ. 2448 (JGK)

- against -

ORDER

EXELON CORPORATION AND EXELON XCHANGE
CORPORATION,

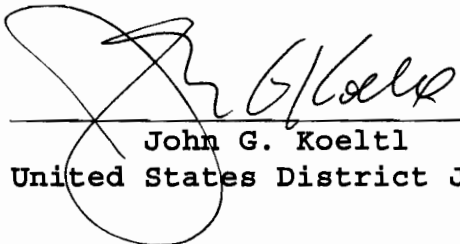
Defendants.

JOHN G. KOELTL, District Judge:

For the reasons stated on the record at the conference on
April 22, 2009, the defendants' motion to dismiss is denied.
The Clerk is directed to close Docket No. 18.

SO ORDERED.

Dated: New York, New York
April 22, 2009



John G. Koeltl
United States District Judge

